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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

First named inventor: Rachael Linette Cook

Application No.: 10/689,570

Art Unit: 3623

Filed: 10/20/2003

Examiner: Susanna M. Diaz

Title: A system and method for generating, capturing, and managing
customer lead information over a computer network.

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

10/17/2006 HDEMESS1 00000010 10689570

01 FC:2453

750.00 OP

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity-fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of a response to Office Action (identify type of reply):

- ☐ has been filed previously on _____
☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____

- ☐ has been paid previously on _____
☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Rachael Linette Cook
Signature

10/10/2006
Date

Rachael Linette Cook
Typed or printed name

Registration Number, if applicable

141 S. Hayden Parkway
Address

(330) 634-3900
Telephone Number

Hudson, OH 44236
Address

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☒ Other: Statement of unintentional delay

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

10/10/06
Date

Rachael Linette Cook
Signature
Rachael Linette Cook
Typed or printed name of person signing certificate



FAX

OF PAGES: 51

TO: Office of Petitions
FAX #: (571) 273-8300
DATE: 8/21/06
RE: Application of Rachael Linette Cook, Serial No. #10/689,570
Title: A SYSTEM AND METHOD FOR GENERATING, CAPTURING,
AND MANAGING CUSTOMER LEAD INFORMATION OVER A
COMPUTER NETWORK

I am writing in response to the Notice of Abandonment I received dated August 10, 2006 for patent application serial number indicated above.

This letter serves as written notification that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. The cause of this unintentional delay was rooted in certain confusion associated with the allowable patent reexamination time extension fees pursuant to MPEP Section 1.17(m) published at:

http://www.uspto.gov/web/offices/pac/mpep/documents/appxr_1_17.htm#cfr37s1.17

I called my patent examiner Susanna M. Diaz to confirm the time extension information published at the above link that provides an extension fee schedule which allows for up to five (5) months of extension time beyond the standard three (3) months office action response time provision.

Based on this information, I concluded that I would have up to eight (8) months beyond the January 18, 2006 mailing date of the current office action, which corresponds to a final deadline date of September 18, 2006, which I was prepared to timely meet.

As a result, when I received the aforementioned Notice of Abandonment on August 17, 2006, I was surprised and a bit confused. At this point, I'm still not entirely sure why the application was abandoned on August 10, 2006—more than a month prior to what the above-mentioned published MPEP Section 1.17(m) regulation indicates.

Nonetheless, I have enclosed the required response to the office action dated January 18, 2006, and respectfully request a review and/or withdrawal of the current notice of abandonment based on this response.

Sincerely,


Rachael L. Cook